THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.19450 of 2007

Between:

V.Rama Devi.

.. PETITIONER

and

The Government of A.P., and another.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.19450 of 2007

ORDER:

It is the case of the petitioner that she is a member of the Andhra Pradesh Animal Husbandary Co-operative Housing Society Limited and she purchased the land in Plot No.105 admeasuring 235 sq. mtrs. in Sy.Nos.75/A and 76 situated at Shaikpet Village and Mandal, Hyderabad, under an Agreement of Sale, dated 04-01-1982. It is stated that as there is some vacant land of 50 sq. mtrs., towards North of her plot, the petitioner requested the Society to allot the said land of 50 sq. mtrs. to her and the Society asked her to remit Rs.20,520/- for the said land at the rate of Rs.400/- per sq. mtr. and allotment charges. Accordingly, she remitted a sum of Rs.20,520/- by way of cheque, on 27-11-2004. Thus, it is stated that the petitioner is in occupation of an extent of 285 sq. mtrs. but not 235. sq. mtrs. It is stated that the petitioner also paid a sum of Rs.2,85,000/- i.e., @ Rs.1,000/- per sq. metr. for regularisation of an extent of 285 sq. mtrs. She also made an application, dated 30-06-2005, to avail the benefit of the Orders of the Government in G.O.Ms.No.455, Revenue (UC.I) Department, dated 29-07-2002, under Section 23(4) of the Urban Land (Ceiling and Regulation) Act, 1976, and requested to regularize the said land of 285 sq. mtrs. in her favour along with similarly situated members of the Society. The Government passed the Order in G.O.Ms.No.1350 Revenue (UC.II) Department, dated 16-09-2006, in favour of 116 persons, who paid the prescribed amounts as per G.O.Ms.No.455, including the petitioner, to incorporate their names in the revenue records. But, however, in the annexure attached to the said G.O. at Sl.No.108, the extent of the petitioner's land was shown as 215.72 sq. metrs. instead of 285 sq. mtrs., though an amount of Rs.2,85,000/- has been paid for an extent of

285 sq. mtrs. To rectify the said mistake, the petitioner made a representation before the 2nd respondent on 14-12-2006, so as to conduct an enquiry and forward her application to the Government for passing appropriate orders to rectify the said mistake. It is stated that the said representation has not been considered and disposed of so far.

As the representation is pending, without expressing any opinion as to the merits of the case, I am of the opinion that it is just and proper to direct the 2nd respondent to consider and take appropriate decision either to recommend or not, on the representation of the petitioner, dated 14-12-2006.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider and take appropriate decision either to recommend or not, on the representation of the petitioner, dated 14-12-2006, as expeditiously as possible, without any undue delay. There shall be no order as to costs.

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13-09-2007

Prv